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**CENTRAL FAX CENTER****SEP 20 2005****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Bates, et al.  
Serial No.: 09/804,424  
Filed: March 12, 2001  
For: ACCESS TO APPLICATIONS OF  
AN ELECTRONIC PROCESSING  
DEVICE SOLELY BASED ON  
GEOGRAPHIC LOCATION  
Group Art Unit: 2135  
Confirmation No.: 1815

**NOTICE OF APPEAL**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated May 20, 2005, of the Primary Examiner finally rejecting claims 1, 2, 4-9, and 11-14.

The item(s) checked below are appropriate:

1. ☒ An extension of time to respond is filed herewith for one month.
2. ☐ A timely response to the final rejection has been filed.

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3. ☒ This Notice of Appeal constitutes a timely response to the final rejection.
4. ☒ The fee of \$500.00 is:
- ☐ Enclosed.
- ☐ Not required. (Fee paid in prior appeal.)
- ☒ Charged to Deposit Account No. 09-0465. A duplicate copy of this sheet is enclosed.

Date: September 20, 2005

Respectfully submitted,

By



Grant A. Johnson

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CERTIFICATE OF FAX  
37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office to fax number (571) 273-8300 to the attention of Commissioner for Patents on September 20, 2005.



Lisa M. Plank

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